S.B. CIVIL WRIT PETITION NO.7857/2007

Smt. Johra and ors.
vs.
Civil Judge (SD), Bikaner and anr.

Date : 4.12.2007

HON'BLE MR. PRAKASH TATIA, J.

Mr.DD Chitlangi, for the petitioners.

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Heard learned counsel for the petitioners.

The petitioners are aggrieved against the order dated 18.9.2007 by which the trial court appointed site inspection Commissioner.

Learned counsel for the petitioners submitted that the Commissioner cannot be appointed for collecting evidence and in this case, the court below is collecting evidence of other party.

I considered the submissions of learned counsel for the petitioner and perused the reasons given by the court below.

After going through the reasons given by the

court below, I do not find any illegality in the impugned order worth interference in writ jurisdiction under Article 227 of the Constitution of India.

Accordingly, this writ petition, having no merits, is hereby dismissed.

(PRAKASH TATIA), J.

S.Phophaliya